IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 3112 of 2005

Between:

M.Sundarajaja, S/o.Sri Venkata Subbaiah Naidu
R/o.Guduru Nellore District.

..... PETITIONER

AND

The Mandal Revenue Officer Ozilli Mandal, Ozili
Nellore District.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ order or direction more particularly in the nature of writ of Mandamus declaring the action of the respondent herein in not passing orders on the petitioners application dt.1.2.2005 to enlist the name of the petitioner herein as Voter for the purpose of election to Managing Committee of Water Users Association as arbitrary illegal and capricious and gross violation of bounded duty under provisions of Act 11 of 197 and Rules 2003 under the said Act and consequently direct the respondent herein to pass orders on the petitioners application and pass such other order as may be deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner:MR.SAI GANGADHAR CHAMARTY

Counsel for the Respondents: GP FOR REVENUE

The Court made the following :

ORDER:

This writ petition is filed seeking a *Writ of Mandamus* declaring the action of the respondent in not passing orders on the petitioner's application dated 01.02.2005 to enlist the name of the petitioner as voter for the purpose of election to Managing Committee of Water Users Association as arbitrary and illegal and consequently to direct the respondent to pass orders on the petitioner's application.

Inasmuch as the election process has already been commenced, this Court cannot entertain this writ petition under Article 226 of the Constitution of India. Hence, the writ petition is dismissed. No order as to costs.

(ELIPE DHARMA RAO,J)

Dated:25.04.2005

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To

1 The Mandal Revenue Officer Ozilli Mandal, Ozili
Nellore District.

2 2 CCs to the G.P. for Revenue, High Court of A.P., Hyderabad.

3 2 CD copies.